

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
) CASE NO. CR21-174 JCC
Plaintiff,)
)
v.)
) DETENTION ORDER
PRESTON JOSEPH SMITH,)
)
Defendant.)
_____)

Offenses charged:

1. Conspiracy to Distribute Controlled Substances.

Date of Detention Hearing: December 13, 2021.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. §3142(f) and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant has been charged with a drug offense, the maximum penalty of which

01 is in excess of ten years. There is therefore a rebuttable presumption against defendant as to
02 both dangerousness and flight risk, under 18 U.S.C. § 3142(e).

03 2. Defendant poses a risk of flight based on the multiple warrants issued for various
04 violations in prior cases, including failure to appear and failure to comply with substance abuse
05 disorder treatment. Defendant has an active warrant from DOC for failure to appear for
06 supervision from a prior controlled substances conviction. Defendant is a danger to the
07 community because of his reoccurring history of similar criminal conduct. Defendant does not
08 contest detention at this time.

09 3. There does not appear to be any condition or combination of conditions that will
10 reasonably assure the defendant's appearance at future Court hearings while addressing the
11 danger to other persons or the community.

12 It is therefore ORDERED:

13 1. Defendant shall be detained pending trial, and committed to the custody of the Attorney
14 General for confinement in a correction facility separate, to the extent practicable, from
15 persons awaiting or serving sentences or being held in custody pending appeal;

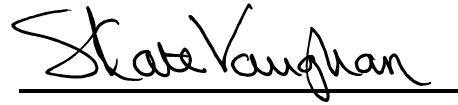
16 2. Defendant shall be afforded reasonable opportunity for private consultation with
17 counsel;

18 3. On order of the United States or on request of an attorney for the Government, the person
19 in charge of the corrections facility in which defendant is confined shall deliver the
20 defendant to a United States Marshal for the purpose of an appearance in connection
21 with a court proceeding; and

22 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel

01 for the defendant, to the United States Marshal, and to the United State Probation
02 Services Officer.

03 DATED this 13th Day of December, 2021.

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06 S. KATE VAUGHAN
07 United States Magistrate Judge
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